

GOVERNMENT OF TELANGANA
ABSTRACT

Telangana Forest (Conservation) Act, 1980 – Diversion of 0.80 ha of Forest Land for widening and strengthening of road from Nizamabad to Varni in km 17/730 to 19/100 & 24/0 to 24/816.7 in Mosra RF and Ghanpur RF of Nizamabad Division of Nizamabad District in favour of R&B Department -Final (Stage.II) approval accorded – Orders – Issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (FOR.I) DEPARTMENT

G.O.Ms.No. 16

Dated: 01-03-2025
Read the following:-

- 1.From the PCCF(HoFF), Telangana State,Hyderabad, Ref.No.10547/2020-FCA-1, Dt.24.11.2020.
- 2.G.O.Rt.No.185, EFS&T (For.I) Dept., Dt.11.12.2020.
- 3.Government of India, MoEF & CC(FC Division), New Delhi, Dt:29-12-2023 (Consolidated Guidelines and Clarifications on Van(Sanrakshan Evam Samvardhan) Adhiniyam, 1980 and Van(Sanrakshan Evam Samvardhan) Rules, 2023).
- 4.From the PCCF, Telangana, Hyderabad, Ref.No. FC1/FC03/1/ 2023(10547/2020), Dt.30.01.2025.

ORDER

In the letter 1st read above, the Principal Chief Conservator of Forests (HoFF), Telangana State, Hyderabad has submitted a proposal under section-2 of Forest (Conservation) Act, 1980, for diversion of 0.80 ha of Forest Land for widening and strengthening of road from Nizamabad to Varni in km 17/730 to 19/100 & 24/0 to 24/816.7 in Mosra RF and Ghanpur RF of Nizamabad Division of Nizamabad District in favour of R&B Department.

2. In the G.O.2nd read above, Government have accorded approval in-principle (Stage.I) for the above project as per the powers delegated to State Government in the guidelines issued by Government of India, in the letter 3rd read above, subject to certain conditions as stipulated therein.

3. In the letter 4th read above, the Principal Chief Conservator of Forests (HoFF), Telangana, Hyderabad has furnished the compliance report on the conditions stipulated in Stage-I approval accorded by the State Government for the project and requested to accord final approval for this project as per the guidelines issued by Ministry of Environment Forests & Climate Change, Government of India, New Delhi, in the letter 3rd read above.

4. After careful examination of the proposal, Government hereby accord final (Stage.II) approval to the Principal Chief Conservator of Forests (HoFF), Telangana, Hyderabad for diversion of 0.80 ha of Forest Land for widening and strengthening of road from Nizamabad to Varni in km 17/730 to 19/100 & 24/0 to 24/816.7 in Mosra RF and Ghanpur RF of Nizamabad Division of Nizamabad District in favour of R&B Department., subject to the following conditions:-

- i. The legal status of the forest land shall remain unchanged;
- ii. Demarcation of the forest land diverted: The State Forest Department shall carry out demarcation of the proposed forest area by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters at the cost of the User Agency and cost for which shall be deposited by the User Agency with the forest department as assessed by the concerned District Forest Officer/ Forest Divisional Officer;

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iii. Compensatory afforestation:

- a) The forest department shall plant and maintain ten times the number of trees felled on the diverted land, subject to a minimum number of 100 plants, to maintain the green cover from the amount to be realized from the user agency, as per the scheme prepared by the forest department, in the planting site identified for this purpose preferably in the surrounding area;
- b) As far as possible, a mixture of local indigenous species shall be planted and monoculture of any species may be avoided;
- c) Trees, if planted on the diverted area, will not be felled without the permission of the Forest Department. Trees, planted in surrounding area, will belong to Forest Department;
- d) The cost of compensatory afforestation at the prevailing wage rates as per compensatory afforestation scheme and the cost of survey, demarcation and erection of permanent pillars if required on the CA land shall be deposited in Adhoc CAMPA account by the project authority. The CA will be maintained for 10 years. The scheme shall include appropriate provision for anticipated cost increase for works scheduled for subsequent years;

iv. Net Present Value:

- a. The State Government shall charge the Net Present Value(NPV) for the 0.80 ha forest area to be diverted under this proposal from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 30/10/2002, 01/08/2003, 28/03/2008, 24/04/2008 and 09/05/2008 in IA No. 566 in WP (C) No. 202/1995 and as per the guidelines issued by the Ministry vide letters No. 5-1/1998-FC (Pt.II) dated 18/09/2003, as well as letter No. 5-2/2006-FC dated 03/10/2006 and 5-3/2007-FC dated 05/02/2009 in this regard;
- b. Additional amount of the NPV of the diverted forest land, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall be charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect;
- v. User agency shall restrict the felling of trees to minimum number in the diverted forest land and the trees shall be felled by the State Forest Department and the cost of felling of trees shall be deposited by the User Agency with the State Forest Department;
- vi. User Agency shall supply water for forestry activities and wildlife purpose, as per the scheme prepared by the forest department;
- vii. Soil erosion preventive measures have to be taken up by the User Agency as per the scheme prepared by the forest department;
- viii. All the funds received from the user agency under the project, other than those permitted to deposit into concerned Forest Divisional Officer/ District Forest Officer, shall be transferred/ deposited to CAMPA fund only through e-portal.

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- ix. The User Agency shall be responsible for any loss to the flora/fauna in the surroundings;
- x. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector;
- xi. User agency shall raise strip plantation on both sides and central verge of the road as per the IRC norms;
- xii. Speed regulating signage will be erected along the road at regular intervals in the Protected Areas/ Forest Areas.
- xiii. The user agency shall provide suitable under / over passes in the forest area as per recommendations of forest department.
- xiv. User Agency shall fulfill the conditions stipulated in Part II, Part III and Part IV and also covering letters, inspections notes of the proposals;
- xv. Disturbance should be kept minimum by creating labor camps outside the forest areas and it will be responsibility of the User Agency to ensure that the laborers and staff engaged in execution of work don't destruct nearby forest flora and fauna. No labour camp shall be established on the forest land;
- xvi. Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel;
- xvii. The layout plan of the proposal shall not be changed without prior approval of Competent authority;
- xviii. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work;
- xix. The muck generated in the earth cutting if any, will be disposed off at the designated sites and in no case the muck/ debris will be disposed off in the forest area by the User Agency'
- xx. The forest land shall not be used for any purpose other than that specified in the project proposal;
- xxi. The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of competent authority;
- xxii. Any other condition that the Ministry of Environment, Forests & Climate Change, Government of India as well as State Forest Department/ PCCF(HoFF) may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife, shall be complied by the User Agency;
- xxiii. The total forest area utilized for the project shall not exceed 0.80 ha and the forest land shall not be used for any purpose other than that specified in the proposal;
- xxiv. The User Agency should take permission for carrying out any maintenance;

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- xxv. Work should be carried out during day time only;
- xxvi. The User Agency and the State Government shall ensure compliance of all the Court orders, provisions, rules, regulations and guidelines for the time being in force as applicable to the project;
- xxvii. Violation of any of these conditions will amount to a violation of Van (Sanrakshan Evan Samvardhan) Adhiniyam, 1980 and action would be taken as prescribed in para 1.16 of Chapter 1 of the Handbook of Comprehensive Guidelines of Van (Sanrakshan Evan Samvardhan) Adhiniyam, 1980 as issued by this Ministry's later dated. 29.12.2023.
- xxviii. The annual compliance report shall be uploaded on e-portal (<http://parivesh.nic.in/>) by the User Agency /SFD.
5. The Nodal Officer shall be responsible for obtaining the compliance of all the conditions laid down in the Stage-II (final) approval accorded under the Van (Sanrakshan Evan Samvardhan) Adhiniyam, 1980.
6. The Principal Chief Conservator of Forests (HoFF), Telangana, Hyderabad shall take further action, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

AHMAD NADEEM
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Principal Chief Conservator of Forests (HoFF),
Telangana, Hyderabad.

Copy to:

The Director General, Government of India, Ministry of Environment & Forests and Climate Change (Forest Conservation Division),
Indira Paryavaran Bhawan, Aliganj, Jorbagh Road, New Delhi-110 003.
The Regional Office(SEZ), Ministry of Environment Forest and Climate Change, 1st and 2nd Floor, Handloom Export Promotion Council,
34, Cathedral Garden Road, Nungambakkam, Chennai -34.
The Inspector General of Forests(C), Suboffice, MoEF&CC, Hyderabad,
Regional Office, Chennai, 6th Floor, Aranya bhavan, Hyderabad.
The (R&B) Department, Nizamabad Dist.,
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//FORWARDED :: BY ORDER//

SECTION OFFICER